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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Judgment Creditor,

v.

CHAD NICHOLS,

Judgment Debtor,

and

AMERICAN EAGLE  
TRANSPORTATION, and its Successors or  
Assigns,

Garnishee.

Case No.: 2:15-cr-00165-APG-NJK

**FINAL ORDER OF GARNISHMENT**

This matter is before the Court for consideration of the entry of a final order in garnishment pursuant to Section 3205 of the Federal Debt Collections Procedures Act of 1990, 28 U.S.C. § 3205, against the non-exempt earnings of the Judgment Debtor, CHAD NICHOLS.

The United States filed an Application for Writ of Garnishment seeking any nonexempt property belonging to or owed the Judgment Debtor by American Eagle Transportation, its Successors or Assigns ("Garnishee"). A Writ of Garnishment was properly served on Garnishee, which filed an Answer stating that it had in its possession,

1 custody or control, personal property belonging to and due the Judgment Debtor in the form  
2 of weekly wages that vary in amount.

3 The Judgment Debtor was served with the Writ of Garnishment and notified of his  
4 right to claim an exemption or request a hearing. The Judgment Debtor did not request a  
5 hearing to determine exempt property.

6 Having considered the Application, Garnishee's Answer and noting that the  
7 Judgment Debtor has not exercised his right to request a hearing, the Court GRANTS the  
8 United States' Motion for Final Order of Garnishment and orders as follows:

9 IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the Garnishee  
10 is hereby ordered to pay into the hands of the Clerk, U.S. District Court, at least monthly,  
11 the lesser of:

- 12 1. Twenty-five percent (25%) of Judgment Debtor's disposable earnings; or
- 13 2. All amounts of Judgment Debtor's disposable earnings in excess of 30 times the  
14 federal minimum hourly wage. See 15 U.S.C. § 1673(a)

15 To calculate disposable earnings, subtract the following from wages, commissions,  
16 income:

- 17 1. Federal Income Tax; and
- 18 2. Federal Social Security Tax; and
- 19 3. Other state and local income taxes (if any).

20 IT IS FURTHER ORDERED, ADJUDGED and DECREED that all monies  
21 previously held by the Garnishee in accordance with the Writ of Garnishment shall  
22 immediately be paid to the United States.

23 IT IS FURTHER ORDERED, ADJUDGED and DECREED that these sums are to  
24 be applied to the Judgment rendered in the matter in the sum of \$12,856.03, upon which  
25 there is an unpaid balance of \$10,230.04 due, as of September 29, 2020. These deductions  
26 are to continue until the total amount due, plus accruing interest, is fully paid and satisfied.

27 Checks should be made payable to:

28 Clerk of the Court, U.S. District Court

1 Mailed to:

2 Clerk of the Court, U.S. District Court  
3 333 Las Vegas Boulevard South, Suite 1334  
4 Las Vegas, NV 89101

5 And bearing Judgment Debtor's name and case number:

6 2:15-cr-00165-APG-NJK

7 Dated: October 14, 2020

  
8 UNITED STATES DISTRICT JUDGE